UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

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DEFENDANT'S SUPPLEMENTAL EXPERT REPORT

TO THE HONORABLE JUDGE OF SAID COURT:

Defendant CITY OF HOUSTON ("City") files this Supplemental Expert Report and in support of this Motion, Defendant shows the Court as follows:

- Defendant filed their Motion for Leave to Supplement Experts' Report on December 30,
 2009 in order to conduct a criterion validation study.
- 2. The Court granted this Motion and issued Defendant a deadline of February 15, 2010 to file the supplemental criterion validation study.
- 3. In accordance with this Court's Order, Defendant files their supplemental expert reportcriterion validation study performed by Valterra Corporation.

SIGNED this 16th day of February 2010.

Respectfully submitted,

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By:

LOWELL F. DENTON State Bar No. 05764700 Southern Bar No. 8600 CLARISSA M. RODRIGUEZ State Bar No. 24056222 Southern Bar No. 967044 Attorneys in Charge for Defendant, City of Houston

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify and attest that all parties in interest listed below have received a true and correct copy of the foregoing as indicated or by **electronic mail from the Clerk of the Court.**

Dennis R. Thompson Christy B. Bishop 2719 Manchester Road Akron, Ohio 44319 Attorneys for Plaintiffs

Scott Newar 700 Louisiana Avenue, Ste. 2550 Houston, Texas 77002-2728 Attorneys for Plaintiffs E-Notification

E-Notification

LOWELL F. DENTON CLARISSA M. RODRICUE